

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

ROBERT G. SCHINAZI ET AL.

Serial No.: 10/791,682

Filed: MARCH 2, 2004

Title: FLOW RESTRICTOR DEVICE  
FOR A MEDICAL APPARATUS

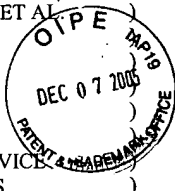
Examiner: C. RODRIGUEZ

Art Unit: 3763

Confirmation No.: 2590

Deposit Account: 04-1403

Customer No.: 22827



Commissioner for Patents  
U.S. Patent and Trademark Office  
Post Office Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

This is a response/amendment/letter in the above-identified application and includes the herewith attachment of same date subject which is incorporated hereto by reference and the signature below is to be treated as the signature to the attachment in the absence of a signature thereto.

Fee requirements (if any) have been calculated as shown below:

	Claims remaining after amendment		Highest number previously paid for		Present Extra		Additional Fee
Total Effective Claims	33	minus	33	=		X \$50 =	\$ 0.00
Independent Claims	2	minus	2	=		x \$200 =	\$ 0.00
If amendment enters <u>proper</u> multiple dependent claim(s) into this application for <u>first</u> time, add \$290.00 (per application)							\$ 0.00
Since Official Action set an <u>original</u> due date of _____,							
<b>PETITION</b> is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed: (1 month \$120; 2 months \$450; 3 months \$1020; 4 months \$1590, 5 months \$2,160)							\$ 0.00
If Terminal Disclaimer enclosed, add Rule 20(d) Official Fee (\$110.00)							\$ 0.00
<b>SUBTOTAL:</b>							\$ 0.00
If "small entity" verified statement filed <input type="checkbox"/> previously, <input type="checkbox"/> herewith, enter one-half (1/2) of subtotal and <u>subtract</u>							\$ 0.00
<b>TOTAL:</b>							\$ 0.00
Other: _____							\$ 0.00
<b>TOTAL FEE ENCLOSED:</b>							\$ 0.00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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**DORITY & MANNING**  
ATTORNEYS AT LAW, P.A.

By: STEPHEN E. BONDURA Reg. No: 35,070 Date: 12/5/05

Signature: *Stephen E. Bondura*

I hereby certify that this correspondence and any referenced attachment and fee are being deposited with the United States Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Post Office Box 1450, Alexandria, VA 22313-1450, on 12/5/05.

JACQUELINE M. LEONARD

(Typed or printed name of person mailing paper or fee)

*Jacqueline M. Leonard*

(Signature of person mailing paper or fee)



IFW

ATTORNEY DOCKET NO.: RSZ-4

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**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
MAIL STOP AMENDMENT

Sir:

The present communication is in response to the Election of Species Requirement set forth in the Office Action dated November 3, 2005, in the above captioned application.

Presently, claims 1 through 33 are pending in the application. Claim 1 is an independent claim with claims 2 through 25 depending therefrom. Claim 26 is an independent claim with claims 27 through 33 depending therefrom.

An Election of Species Requirement has been entered between the Species of:

a) Figs. 2-4B; b) Figs. 5-6; c) Fig. 7; d) Fig. 8; e) Fig. 9; f) Fig. 10; and g) Fig. 11.

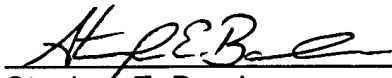
Applicants respectfully elect to prosecute the species corresponding to Figs. 2 through 4B. Claims 1-3, 6-15, 17, 18, 21, 22, and 26-32 read on this Species.

Applicants respectfully submit that at least independent claims 1 and 26 are generic to all of the species. A number of the dependent claims are also generic to all species.

The Examiner is encouraged to contact the undersigned at his convenience should he have any questions regarding this matter or require any additional information.

Respectfully submitted,

DORITY & MANNING, P.A.

By:   
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